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'NO. 9713 P. 33

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent				1 1 1	Docket No. PG3731US2	
In Re Application	Of: Mangel et al.				,	
Application No. 10/786,423	Filing Date February 25, 2004	Examiner P. Spivack	Customer No. 23347	Group Art Unit	Confirmation No	
Invention: Use of	f COX-2 Inhibitors A	s Gastroprokinetics				
Owner of Record:	SmithKline Beecha	m Corporation				
				:		
		COMMISSIONER FOR PA	ATENTS;			
the expiration date or disclaimer, of prior Pabe enforceable only patent granted on the In making it application that would patent, as presently sheld unenforceable, if under 37 C,F.R. 1.32 the expiration of its further than the company of the patent of the expiration of its further than the patent of the expiration of its further than the patent of the expiration of its further than the patent of the pat	terminal part of the state of the full statutory ter latent No. 6,759,413 for and during such present application and the above disclaimer, dextend to the expirate shortened by any terminal shortened by any terminal for a successful statutory term as present box 1 or 2 below, if apprent the full statutory term as present box 1 or 2 below, if apprent the full statutory term as present the full statu	omanization (e.g., comoration	ted on the instant ap to 156 and 173, as that any patent so g ent are commonly or its successors and/or the terminal part or m as defined in 35 that it later expires for is statutorily disclair ficate, is reissued, or hal disclaimer.	pplication, which was presently shorter granted on the instrument. This agree or assigns.  of any patent grant U.S.C. 154 to 156 or failure to pay a med in whole or tear is in any manner	would extend beyond ned by any terminal tant application shall ement runs with any nited on the instant and 173 of the prior maintenance fee, is erminally disclaimed or terminated prior to	
I hereby decinformation and belief statements and the lift States Code and that	clare that all statement fare believed to be the ike so made are punis such willful false staten	ents made herein of my own rue; and further that these star shable by fine or imprisonmen ments may jeopardize the valid	tements were made	with the knowled	ige that willful false	
2. The undersig	aned is an attorney of re	_	13 SEP 2005	5		
	Signature  J. Scott Young	Janu.	()			
Terminal disc	Typed or Printed Name claimer fee under 37 C. led wording for terminal	disclaimer was unchanged		,		
		) is required if terminal disclaim	ter is signed by the a	assignee.		

PAGE 33/33 \* RCVD AT 9/13/2005 10:45:10 AM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/27 \* DNIS:2738300 \* CSID:919 483 5730 \* DURATION (mm-ss):11-44

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent				, Docket No. PG3731US2			
In Re Application Of: Mangel et al.							
Application No. 10/786,423	Filing Date February 25, 2004	Examiner P. Spivack	Customer No. 23347	Group Art Unit 1614	Confirmation No. 2803		
Invention: Use o	f COX-2 Inhibitors A	s Gastroprokinetics					
Owner of Record: SmithKline Beecham Corporation							
COMMISSIONER FOR PATENTS:  The above-identified owner of record of a 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,831,097  The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.  Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements may jeopardize the validity of the application o							
Terminal dis	J. Scott Young  Typed or Printed Name aclaimer fee under 37 Costed wording for terminal steel wording for the steel wording for t		43 ≤EP ≥ 04				

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Application No. 10/786,423	Filing Date February 25, 2004	Examiner P. Spivack	Customer No. 23347	Group Art Unit	Confirmation No. 2803			
Invention: Use of COX-2 Inhibitors As Gastroprokinetics								
Owner of Record: SmithKline Beecham Corporation								
		COMMISSIONER FOR PA	TENTS:					
The above-identified owner of record of a 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,780,870 . The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 158 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.  Check either box 1 or 2 below, if appropriate.								
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2. The undersite	Igned is an attorney of r		13 SEP 200	o <i>5</i>				
PTO sugges	J. Scott Young Typed or Printed Name sclaimer fee under 37 C sted wording for termina under 37 C.F.R. 3.73(b	C.F.R. 1.20(d) included. al disclaimer was unchanged. b) is required if terminal disclaim	ner is signed by the	e assignee.				
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